

REMARKS

Claims 1-33 are pending in the present application. By this Response, claims 1, 2, 10-15, 23-28, 32 and 33 are amended. Independent claims 1, 14 and 27 are amended to recite modifying a first value for a predefined temporal parameter, in computer program data, to be a second value for the predefined temporal parameter, in the computer program data. Support for this amendment may be found at least in Figures 5A and 5B of the present specification and corresponding description. Claims 2, 10, 11, 12, 15, 23, 24, 25, and 28 are amended to be consistent with the amendments to claims 1, 14 and 27 from which they depend, respectively. Claims 2, 12, 15, 25, 28 and 32 are amended to recite a "cognitive" disability of the user. Claims 13, 26 and 33 are amended to recite a "cognitively" disabled user. Support for the amendments to claims 2, 12, 13, 15, 25, 26, 28, 32 and 33 may be found at least at page 3, lines 15-17, page 8, lines 16-20, page 16, lines 26-29, and page 19, lines 18-22 of the present specification. Reconsideration of the claims in view of the above amendments and the following remarks is respectfully requested.

I. Telephone Interview

Applicants thank Examiner Rimell for the courtesies extended to Applicants' representative during the July 29, 2004 telephone interview. During the interview Examiner Rimell agreed that the above amendments to the independent claims to recite the modifying of a first value for the temporal parameter, in the computer program data, to be a second value for the temporal parameter, in the computer program data, based on a user profile, overcomes all of the outstanding rejections presented in the May 6, 2004 Office Action. That is, Examiner Rimell agreed that the applied reference, McCormick, does not teach these features.

In addition, Applicants' representative provided argument that McCormick does not teach or suggest a user profile that identifies a cognitive disability of a user or using such information in a user profile to modify a predefined temporal parameter.

Applicants' representative further argued that merely selecting between two alternatives,

e.g., voice chat or text communication in McCormick, is not in itself indicative of any cognitive disability of the user. Furthermore, Applicants' representative argued that interpreting the selection between two alternatives as an indication of a cognitive disability of a user is a hindsight reading in of features from the presently claimed invention into the teachings of the reference. Examiner Rimell agreed to consider these arguments further when reviewing the formal Response and performing an updated search.

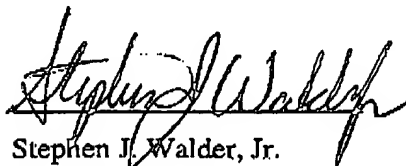
Accordingly, it is Applicants' understanding that the above amendments to the claims overcome all outstanding rejections and that the application stands in condition for allowance, barring additional materially relevant prior art being found in an updated search. Therefore, it is Applicants' understanding that this Response is fully responsive to the outstanding Office Action.

## II. Conclusion

It is respectfully urged that the subject application is patentable over McCormick and is now in condition for allowance. The examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the examiner such a telephone conference would expedite or aid the prosecution and examination of this application.

Respectfully submitted,

DATE: August 2, 2004



Stephen J. Walder, Jr.  
Reg. No. 41,534  
Yee & Associates, P.C.  
P.O. Box 802333  
Dallas, TX 75380  
(972) 367-2001  
Attorney for Applicants